

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

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Jaime Beck, Byron Hanson, and  
Lynn Melcher, individually and on behalf  
of all others similarly situated,

Civil Action No. 19-CV-01453  
(PJS/ECW)

Plaintiffs,

v.

William F. Austin, Brandon Sawalich,  
Jerome Ruzicka, Scott A. Nelson,  
Lawrence W. Miller, W. Jeffrey Taylor,  
Jeffrey Longtain, and Starkey  
Laboratories, Inc.,

Defendants.

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**PLAINTIFFS' AMENDED MOTION FOR PRELIMINARY APPROVAL OF  
CLASS ACTION SETTLEMENT AND NOTICE PLAN**

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Plaintiffs Jaime Beck, Byron Hanson, and Lynn Melcher respectfully move the Court, the Honorable Patrick J. Schiltz, for Preliminary Approval of the Class Action Settlement between Plaintiffs and Defendant Starkey Laboratories, Inc. to resolve all claims in this litigation against Starkey, as well as those asserted against named Defendants William F. Austin, Brandon Sawalich, Jerome Ruzicka, Scott A. Nelson, Lawrence W. Miller, and Jeffrey Longtain. Plaintiffs further respectfully move the Court for Preliminary Approval of the Class Action Settlement between Plaintiffs and Defendant W. Jeffrey Taylor, to resolve all claims against Taylor. Collectively, these two settlements, if approved, would resolve all claims in the pending litigation. This motion is based on this motion, Federal Rule of Civil Procedure 23, the concurrently filed

Memorandum of Law and supporting declaration and exhibits, and any other evidence and arguments presented in the briefings and at any hearing on the motion to be set by the Court.

Dated: June 1, 2021

/s/ Kate M. Baxter-Kauf

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